# COMBINED DECLARATION AND POWER OF ATTORNEY (ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION OR C-I-P)

| As a below named invento | or, I hereby declare tha | t: |
|--------------------------|--------------------------|----|
|--------------------------|--------------------------|----|

| As a below na   | med inventor, I herel  | •  |  |
|---|--|--|--|
|   |  | TYPE OF DECLARAT   | ION  |
|   | on is of the following   | g type:  |  |
| $\underline{\mathbf{X}}\underline{\mathbf{X}}$                  | original   |  | divisional   |
|   | design   |  | continuation   |
|   | supplemental   |  | continuation-in-part (C-I-P)   |
|   |  |  | national stage of PCT,   |
|   |  |  |  |
|   | I  | <b>NVENTORSHIP IDENTIFIC</b>   | CATION   |
| My residence,   | post office address a  | and citizenship are as stated b  | below, next to my name. I believe that I am  |
| the original, fir   | rst and sole inventor  | (If only one name is listed be   | elow) or an original, first and joint  |
| inventor (If plu  | aral names are listed  | below) of the subject matter   | that is claimed, and for which a patent is   |
| sought on the i   | invention entitled:  |  | •  |
| TITLE OF IN   | TENTION, COLED   | ATT COMPRISING MOTOR   |  |
| TITLE OF IN   | RESTITI  | ALL COMPRISING HIGHE<br>UTION CORE AND METHO   | R COEFFICIENT OF   |
|   | RESTIT   | TION COME AND METHO  | OF MAKING SAME   |
|   | S  | PECIFICATION IDENTIFIC   | CATION   |
| the specification   |  |  |  |
| (a) <u>XX</u>   |  |  |  |
| (b)   | was filed on   | , as Serial No   | ·  |
| (c)   | was described and  | , as Serial No claimed in PCT Internation  | onal Application No.   |
|   | filed on   | and as amended under PCT   | Article 19 on  |
| A   | ACKNOWLEDGME   | NT OF REVIEW OF PAPER  | S AND DUTY OF CANDOR   |
| I hereb specification, in                                       | y state that I have rended   | viewed and understand the c<br>as amended by any amendm  | ontents of the above-identified ent referred to above.   |
| I acknown 37, Code of Fe  | owledge the duty to determined deral Regulations, §  | lisclose information, which i 1.56,  | s material to patentability as defined in  |
| to allow the application in complia                             | Ilhood that a reasona plication to issue as a nee with this duty, the  | ble Examiner would conside<br>a patent, and  | a, namely, information where there is a er it important in deciding whether on disclosure statement, in accordance   |
| with 37 CFR 1.  | 98.  |  |  |
|   |  | RITY CLAIM (35 U.S.C. §  |  |
| designating at 1 identified below application(s) d same subject | east one country other of the country of the countr | nventor's certificate or of any er than the United States of Aution(s) for patent or inventorine country other than the United States or inventoring the Country other than the United States or inventoring the Country other than the United States or inventoring the Country other than the United States or of the Country other than the United States or of the Country other than the United States or of the Country other than the United States or of the Country other than the United States or of the Country other than the United States or of the Country of the | Inited States Code, §§119(a)-(d) of any y PCT international application(s) America listed below and have also the certificate or any PCT international ited States of America filed by me on the |
| maner naving a  | ming date before the   | at of the application(s) of wh   | nich priority is claimed.  |
| (d)<br>(e)  |  | ations have been filed.  as have been filed as follows   |  |
|   |  |  |  |

CATION NO. DATE

PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119(a)-(d)

| COUNTRY (OR INDICATE IF PCT | APPLICATION<br>NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED<br>UNDER 37 USC 119 |
|-----------------------------|-----------------------|-----------------------------------|--------------------------------------|
|                             |                       |                                   | YES NO                               |

# CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)(34 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

## PROVISIONAL APPLICATION NUMBER

FILING DATE

# CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S) UNDER 35 U.S.C. 120

I hereby claim the benefit, under Title 35, United States Code, § 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112,1 acknowledge the duty to disclose information.

- XX that is material to patentability as defined in 37, Code of Federal Regulations, § 1.56
- **XX** and that is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent, that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

In compliance with this duty, there is attached an information disclosure statement, in accordance with 37 C.F.R. 1.98.

| PRIOR U.S. APPLICAT   |                   |          |                |           |
|-----------------------|-------------------|----------|----------------|-----------|
| DESIGNATING THE U     | .S. FOR BENEFIT U | NDER 35  | <u>USC 120</u> | );        |
| U.S. APPLICATIONS     |                   |          | Status (ch     | eck one)  |
| U.S. APPLICATION NO.  | U.S. FILING DATE  | Patented | Pending        | Abandoned |
|                       |                   |          |                |           |
|                       |                   |          |                |           |
|                       |                   |          |                |           |
|                       |                   |          |                |           |
|                       |                   |          |                |           |
|                       |                   |          |                |           |
|                       |                   | <u> </u> |                |           |
| PCT APPLI- PCT FILING | U.S. APPLICATION  | Ι        |                |           |

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

NOS. ASSIGNED

#### POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Michelle Bugbee 42,370 David B. Cupar 47,510 Richard M. Klein 33,000 Mark E. Bandy 35,788 Brian G. Bembenick 41,463

hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

\_\_\_ Attached, as part of this declaration and power of attorney, is the authorization of the above-named practitioner(s) to accept and follow instructions from my representative(s).

#### SEND CORRESPONDENCE TO

DIRECT TELEPHONE CALLS TO:

Michelle Bugbee Spalding Sports Worldwide, Inc. 425 Meadow Street, P.O. Box 901 Chicopee, MA 01021-0901 Michelle Bugbee **413-322-2937** 

### **DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## SIGNATURE(S)

| Full name of sole or | first inventor  |                       |
|----------------------|---|-----------------------|
| <u>R</u>             | Dennis  | Nesbitt               |
| (GIVEN NAME)         | (MIDDLE INITIAL OR NAME)                                    | FAMILY (OR LAST NAME) |
|                      | 2001 Country of Citizens ath Lane, Westfield, MA 01085 Same | hip <u>U.S.A.</u>     |